

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK**

PERRY CIRALU, Individually and On Behalf
of All Others Similarly Situated,

Plaintiff,

v.

AMERICAN REALTY CAPITAL
PROPERTIES, INC., NICHOLAS S.
SCHORSCH, DAVID S. KAY, BRIAN BLOCK
and LISA MCALISTER,

Defendants.

BERNARD PRIEVER, Individually And On
Behalf Of All Others Similarly Situated,

Plaintiff,

v.

AMERICAN REALTY CAPITAL
PROPERTIES, INC., LISA P. MCALISTER and
BRIAN S. BLOCK,

Defendants.

[Additional captions on following page]

NOTICE OF MOTION

STUART RUBENSTEIN, Individually and On
Behalf of All Others Similarly Situated,

Plaintiff,

v.

AMERICAN REALTY CAPITAL
PROPERTIES, INC., BRIAN S. BLOCK, LISA
MCALISTER and NICHOLAS S. SCHORSCH,

Defendants.

KEVIN PATTON, Individually and on Behalf of
All Others Persons Similarly Situated,

Plaintiff,

v.

AMERICAN REALTY CAPITAL
PROPERTIES, INC., DAVID S. KAY,
NICHOLAS S. SCHORSCH, BRIAN S. BLOCK
and LISA P. MCALISTER,

Defendants.

JAMES W. EDWARDS, JR., Individually and on
Behalf of All Others Similarly Situated,

Plaintiff,

v.

AMERICAN REALTY CAPITAL
PROPERTIES, INC., NICHOLAS S.
SCHORSCH, DAVID S. KAY, BRIAN S.
BLOCK and LISA PAVELKA McALISTER,

Defendants.

Case No. 1:14-cv-08669-AKH

Case No. 1:14-cv-08671-AKH

Case No. 1:14-cv-08721-AKH

[Additional caption on following page]

SIMON ABADI, On Behalf of Himself and All
Others Similarly Situated,

Plaintiff,

v.

AMERICAN REALTY CAPITAL
PROPERTIES, INC., NICHOLAS S.
SCHORSCH, DAVID S. KAY, PETER M.
BUDKO, BRIAN S. BLOCK, LISA E. BEESON,
WILLIAM M. KAHANE, EDWARD M. WEIL,
JR. LESLIE D. MICHELSON, EDWARD G.
RENDELL, and SCOTT J. BOWMAN,

Defendants.

Case No. 1:14-cv-09006-AKH

PLEASE TAKE NOTICE that upon the accompanying memorandum of law and Declaration of Jeffrey S. Abraham, movant Charles D. Hoffman will move, on a date and time designated by this Court, before the Honorable Alvin K. Hellerstein, at the United States Courthouse, 500 Pearl Street, New York, New York, for an order: (i) consolidate the above-captioned actions pursuant to Fed. R. Civ. P. 42(a), (ii) appointing Charles D. Hoffman as Lead Plaintiff pursuant to the Private Securities Litigation Reform Act of 1995 (“PSLRA”), 15 U.S.C. §§77z-1(a)(3)(B) and 78u-4(a)(3)(B); and (iii) approving Mr. Hoffman’s selection of Abraham, Fruchter & Twersky, LLP as Lead Counsel; and (iv) for such other and further relief as the Court may deem just and proper.

Dated: December 29, 2014

ABRAHAM, FRUCHTER & TWERSKY, LLP

/s/ Jeffrey S. Abraham

Jeffrey S. Abraham
Philip T. Taylor
One Penn Plaza, Suite 2808
New York, NY 10119
Tel: (212) 279-5050
Fax: (212) 279-3655

**Attorneys for Proposed Lead Plaintiff
Charles D. Hoffman**